

Exhibit "C"

IN THE COURT OF COMMON PLEAS
FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
CIVIL TRIAL DIVISION

DAVID HATCHIGIAN

-vs-

CARRIER CORPORATION
and

PEIRCE-PHELPS

No. 150604314

MOTION

CITY HALL
Courtroom 682
Philadelphia, Pennsylvania

January 23, 2017

BEFORE: THE HONORABLE GENE COHEN, J.

Sherri Benson, RPR
OFFICIAL COURT REPORTER
Land Title Building
100 S. Broad Street, 2nd Floor
Philadelphia, PA 19110 (215) 683-8067

1 A P P E A R A N C E S:

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4 WILLIAM HOBSON, ESQ.
For the Plaintiff

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6 KIM WOODIE, ESQ.
For the Defendant - Carrier Corporation

7 JAMES F. RYAN, ESQ.
For the Defendant Peirce-Phelps

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1 MR. HOBSON: We have a settlement,
2 Your Honor. We're willing to accept the
3 sum of \$3,000. In exchange for that,
4 we're going to drop and dismiss all
5 claims. There will be no follow-up claims
6 of any kind, any appeals against Carrier
7 or Peirce-Phelps.

8 MS. WOODIE: Your Honor, there's
9 another term we wanted to include in the
10 release language which mirrors the
11 installation instructions. He is not a
12 qualified mechanical contractor to install
13 HVAC equipment.

14 THE COURT: Why is that necessary?

15 MS. WOODIE: Because, Your Honor,
16 he's represented he's a mechanical
17 contractor in order to purchase this unit
18 from the distributor, and he's not.

19 MR. HOBSON: I don't envision my
20 client is going to be going around
21 representing himself as a certified
22 Carrier instructor. I'll make him aware
23 of that. I don't want any language in
24 there that insults his integrity because
25 he is a certified electrician.

1 MS. WOODIE: Different trade.

2 MR. HOBSON: I agree. Put the
3 language in there.

4 THE COURT: You'll prepare the
5 release then without being too insulting.

6 MS. WOODIE: Yes, Your Honor.

7 THE COURT: So they don't come
8 back here because the release is
9 insulting.

10 DAVID HATCHIGIAN, after having
11 first been duly sworn, was examined and
12 testified as follows:

13 THE COURT: Mr. Hatchigian, you
14 heard the settlement as read into the
15 record as stated in the record by your
16 attorney and as reflected by the defense
17 attorney? You heard that?

18 MR. HATCHIGIAN: Yes.

19 THE COURT: And you accept that?

20 MR. HATCHIGIAN: Yes.

21 THE COURT: Okay. Mark this
22 matter as settled.

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1 CERTIFICATE

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I, SHERRI BENSON, Registered Professional Reporter and Certified Shorthand Reporter in and for the Commonwealth of Pennsylvania, do hereby certify that the foregoing is a true and accurate transcript of the notes of testimony of said witness who was first duly sworn on the date and place hereinbefore set forth.

I FURTHER CERTIFY that I am neither attorney nor counsel for, nor related to or employed by any of the parties to the action in which this trial was taken, and further, that I am not a relative or employee of any attorney or counsel employed in this action, nor am I financially interested in this case.



SHERRI BENSON, REGISTERED PROFESSIONAL REPORTER